



Practitioner's Docket No. 340.138

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Mitra, Shumanta; Haubrich, Scott T. ; and Zhou, Boli

Application No.: 09/990,028

Group No.: 1751

Filed: 11/21/2001

Examiner: G.E. Webb

For: Mixed Surfactant Cleaning Compositions with Reduced Streaking

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

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DEC 21 2004

OFFICE OF PETITIONS

PETITION FOR REVIVAL OF AN APPLICATION  
FOR PATENT ABANDONED UNINTENTIONALLY UNDER  
37 C.F.R. § 1.137(b)

1. This application became abandoned on February 20, 2003.
2. This application became abandoned because the failure to prosecute was an unintentional delay. The entire delay in filing the required reply from the due date until the filing of this petition was unintentional (37 C.F.R. § 1.137(b)(3)).
3. Response or action required is attached.
4. Fee (37 C.F.R. § 1.17(m))  
Application status is other than small entity—fee \$1,370.00.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\*

(When using Express Mail, the Express Mail label number is *mandatory*;  
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

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37 C.F.R. § 1.8(a)

with sufficient postage as first class mail.

37 C.F.R. § 1.10\*

as "Express Mail Post Office to Addressee"

Mailing Label No. \_\_\_\_\_ (mandatory)

TRANSMISSION

facsimile transmitted to the Patent and Trademark Office, (703) \_\_\_\_\_ - \_\_\_\_\_

Signature

Denise Whigham

(type or print name of person certifying)

Date: December 8, 2004

\* Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

5. Payment of fee

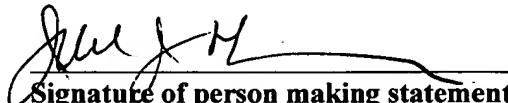
Authorization is hereby made to charge the amount of \$1,370.00 to Deposit Account No. 032270.

A duplicate of this petition is attached.

Because this petition is more than 1 year after the date of abandonment, applicant additionally submits further information as to when the applicant (or applicant's representative) first became aware of the abandonment of the application, and a showing as to how the delay in discovering the abandoned status of the application occurred despite the exercise of due care or diligence on the part of the applicant (or applicant's representative). 62 Fed. Reg. 53,131, 53,159 (Oct. 10, 1997).

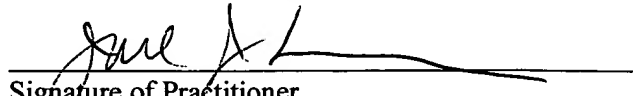
The Applicants' representative was diagnosed with a serious illness that required him to take significant time off of work. During this illness the present application unintentionally became abandoned due to a failure to respond to the non-final office action caused by a docketing mistake. The result of that mistake was the deadline for response to the non-final action was inadvertently missed. Recently, Applicant's representative discovered that the application was abandoned and since that time has diligently worked to prepare a response to the outstanding office action and a petition for revival of an unintentionally abandoned application.

Date: 12/08/04

  
Signature of person making statement that  
abandonment was due to unintentional delay

Joel Hayashida  
P.O. Box 24305  
Oakland, CA 94623

Date: 12/08/04

  
Signature of Practitioner  
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